## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

| SCIELE PHARMA, INC., ANDRX CORPORATION, ANDRX PHARMACEUTICALS, INC. (N/K/A WATSON LABORATORIES, INC FLORIDA), ANDRX PHARMACEUTICALS, ) L.L.C., ANDRX LABORATORIES (NJ), INC., ANDRX EU LTD., AND ANDRX LABS, L.L.C.,              | C.A. No. 09-037 (RBK)(JS)<br>CONSOLIDATED |
|---|---|
| Plaintiffs,   |   |
| v. )  |   |
| LUPIN LTD., and ) LUPIN PHARMACEUTICALS, INC., )  |   |
| Defendants.   |   |
| SHIONOGI PHARMA, INC., ANDRX CORPORATION, ANDRX PHARMACEUTICALS, INC. (N/K/A WATSON LABORATORIES, INC FLORIDA), ANDRX PHARMACEUTICALS, L.L.C., ANDRX LABORATORIES (NJ), INC., ANDRX EU LTD., AND ANDRX LABS, L.L.C.,  Plaintiffs, | C.A. No. 10-135 (RBK)(JS)                 |
| v. )  |   |
| MYLAN, INC., and ) MYLAN PHARMACEUTICALS INC., )  |   |
| Defendants.   |   |

## SHIONOGI'S NOTICE OF DEPOSITION OF ROBERT HOFFMAN

PLEASE TAKE NOTICE that, pursuant to Rule 30 of the Federal Rules of Civil Procedure, Plaintiff Sciele Pharma, Inc., n/k/a Shionogi, Inc. ("Shionogi"), by and through its attorneys, will take the deposition upon oral examination of Robert Hoffman, beginning on

Wednesday, February 20, 2013, at 9:30 a.m. at the offices of Polsinelli Shughart LLP, 161 N. Clark Street, Suite 4200, Chicago, IL 60601, and will continue from day to day until completed.

The deposition will be taken before a notary public or an officer authorized to administer oaths under the law, will be conducted in accordance with the Federal Rules of Civil Procedure and any other applicable rules, and may be recorded by audiovisual and/or stenographic means. The deposition will be taken for purposes of discovery, for use at the trial or any hearing in this matter, and for any other purpose permitted under the Federal Rules of Civil Procedure.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Jennifer Ying

Jack B. Blumenfeld (#1014)
Karen Jacobs Louden (#2881)
Jennifer Ying (#5550)
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899-1347
(302) 658-9200
jblumenfeld@mnat.com
klouden@mnat.com
jying@mnat.com
Attorneys for Plaintiff Shionogi

## OF COUNSEL:

David A. Manspeizer
David B. Bassett
Christopher R. Noyes
Peter Shen
WILMER CUTLER PICKERING HALE
AND DORR LLP
7 World Trade Center,
250 Greenwich Street,
New York, New York 10007
(212) 230-8800

Liza M. Walsh Rukhsanah Lighari Patrick J. Murphy CONNELL FOLEY LLP 85 Livingston Avenue Roseland, NJ 07068 (201) 521-1000

January 8, 2013 6928845

## **CERTIFICATE OF SERVICE**

I hereby certify that on January 8, 2013, I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing(s) to the following all registered participants.

I also certify that copies were caused to be served on January 8, 2013 upon the following in the manner indicated:

Richard D. Kirk, Esquire Stephen B. Brauerman, Esquire BAYARD, P.A. 222 Delaware Avenue, Suite 900 Wilmington, DE 19801 Attorneys for Lupin Ltd. and Lupin Pharmaceuticals, Inc.

VIA ELECTRONIC MAIL

VIA ELECTRONIC MAIL

Douglass C. Hochstetler, Esquire Kelley Drye & Warren LLP 333 West Wacker Drive, 26<sup>th</sup> Floor Chicago, IL 60606 Attorneys for Lupin Ltd. and Lupin Pharmaceuticals, Inc.

Beth D. Jacob, Esquire KELLEY DRYE & WARREN LLP 101 Park Avenue New York, NY 10178 Attorneys for Lupin Ltd. and Lupin Pharmaceuticals. Inc. VIA ELECTRONIC MAIL

Karen A. Confoy, Esquire Erica A. Helms, Esquire STERNS & WEINROTH PC 50 West State Street, Suite 1400 Trenton, NJ 08607 Attorneys for Lupin Ltd. and Lupin Pharmaceuticals, Inc. VIA ELECTRONIC MAIL

Richard Herrmann, Esquire Mary B. Matterer, Esquire MORRIS JAMES LLP 500 Delaware Avenue, Suite 1500 Wilmington, DE 19801 Attorneys for Mylan Inc. and Mylan Pharmaceuticals Inc. VIA ELECTRONIC MAIL

Timothy H. Kratz, Esquire
Robert L. Florence, Esquire
George J. Barry III, Esquire
McGuire Woods LLP
1230 Peachtree Street, N.E., Suite 2100
Atlanta, GA 30309
Attorneys for Mylan Inc. and Mylan
Pharmaceuticals Inc.

VIA ELECTRONIC MAIL

Frederick L. Cottrell, III, Esquire
Steven J. Fineman, Esquire
RICHARDS, LAYTON & FINGER P.A.
One Rodney Square
Wilmington. DE 19801
Attorneys for Andrx Corporation, Andrx
Pharmaceuticals, Inc. (n/k/a Watson
Laboratories, Inc.-Florida), Andrx
Pharmaceuticals, L.L.C., Andrx Laboratories
(NJ), Inc., Andrx EU Ltd. and Andrx Labs,
L.L.C.

VIA ELECTRONIC MAIL

Gary E. Hood, Esquire
POLSINELLI SHUGHART PC
161 North Clark Street, Suite 4200
Chicago, IL 60601-3316
Attorneys for Andrx Corporation, Andrx
Pharmaceuticals, Inc. (n/k/a Watson
Laboratories, Inc.-Florida), Andrx
Pharmaceuticals, L.L.C., Andrx Laboratories
(NJ), Inc., Andrx EU Ltd. and Andrx Labs,
L.L.C.

VIA ELECTRONIC MAIL

Robyn H. Ast, Esquire
POLSINELLI SHUGHART PC
100 South Fourth Street, Suite 1000
St. Louis, MO 63102
Attorneys for Andrx Corporation, Andrx
Pharmaceuticals, Inc. (n/k/a Watson
Laboratories, Inc.-Florida), Andrx
Pharmaceuticals, L.L.C., Andrx Laboratories
(NJ), Inc., Andrx EU Ltd. and Andrx Labs,

L.L.C.

VIA ELECTRONIC MAIL

/s/ Jennifer Ying
Jennifer Ying (#5550)